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APPLICATION NO. FIRST NAMED INVENTOR FILING DATE ATTORNEY DOCKET NO. CONFIRMATION NO. 09/19/2001 09/955,315 **Brigitte Bathe** 32301WD227 8177 12/15/2004 EXAMINER SMITH, GAMBRELL & RUSSELL, LLP KERR, KATHLEEN M ATTORNEYS AT LAW ART UNIT PAPER NUMBER SUITE 800 1850 M STREET, N.W. 1652

DATE MAILED: 12/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

| | Application No. | Applicant(s) |
|---|--|---|
| Notice of Abandonment | 09/955,315 | BATHE ET AL. |
| | Examiner | Art Unit |
| | Kathleen M Kerr | 1652 |
| The MAILING DATE of this communication app | | |
| This application is abandoned in view of: | | , |
| Applicant's failure to timely file a proper reply to the Office (a) ☐ A reply was received on (with a Certificate of № period for reply (including a total extension of time of | failing or Transmission dated month(s)) which expired on | <u> </u> |
| (b) ☐ A proposed reply was received on, but it does | | |
| (A proper reply under 37 CFR 1.113 to a final rejection application in condition for allowance; (2) a timely filed Continued Examination (RCE) in compliance with 37 (| Notice of Appeal (with appeal fee); of | nendment which places the or (3) a timely filed Request for |
| (c) A reply was received on but it does not constitutional rejection. See 37 CFR 1.85(a) and 1.111. (See | ute a proper reply, or a bona fide atter explanation in box 7 below). | mpt at a proper reply, to the non- |
| (d) 🖾 No reply has been received. | | |
| Applicant's failure to timely pay the required issue fee and from the mailing date of the Notice of Allowance (PTOL-8 | d publication fee, if applicable, within 5). | the statutory period of three months |
| (a) ☐ The issue fee and publication fee, if applicable, was), which is after the expiration of the statutory per Allowance (PTOL-85). | received on (with a Certifica eriod for payment of the issue fee (an | te of Mailing or Transmission dated d publication fee) set in the Notice of |
| (b) The submitted fee of \$ is insufficient. A balance | e of \$ is due. | |
| The issue fee required by 37 CFR 1.18 is \$ 1 | he publication fee, if required by 37 | CFR 1.18(d), is \$ |
| (c) \square The issue fee and publication fee, if applicable, has no | t been received. | |
| Applicant's failure to timely file corrected drawings as requ Allowability (PTO-37). | ired by, and within the three-month p | eriod set in, the Notice of |
| (a) ☐ Proposed corrected drawings were received on after the expiration of the period for reply. | (with a Certificate of Mailing or Trans | smission dated), which is |
| (b) \square No corrected drawings have been received. | | |
| The letter of express abandonment which is signed by the the applicants. | attorney or agent of record, the assi | gnee of the entire interest, or all of |
| 5. The letter of express abandonment which is signed by an 1.34(a)) upon the filing of a continuing application. | attorney or agent (acting in a represe | entative capacity under 37 CFR |
| The decision by the Board of Patent Appeals and Interference of the decision has expired and there are no allowed claim | ence rendered on and because ns. | e the period for seeking court review |
| 7. The reason(s) below: | | |
| | | |
| | | Kath L. K. |
| | | Kathleen M Kerr Primary Examiner Art Unit: 1652 |